

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

Case No: [19-cv-03770-WHO](#) and [21cv1465-WHO](#)Case Name: Illumina, Inc.v. BGI Genomics Co., Ltd

**TRIAL SHEET, EXHIBIT and WITNESS LIST**

<b>JUDGE:</b>	<b>PLAINTIFF ATTORNEY:</b>	<b>DEFENSE ATTORNEY:</b>
William H. Orrick	Edward Reines, Melissa Hotze, Nathaniel Ngerebra, Audra Sawyer, and Doug McClellan	David Bilsker, David Perlson, Andrew Bramhall, Andrew Tigchelaar, and Elle Wang
<b>TRIAL DATE: 11/19/2021</b>	<b>REPORTER(S):</b>	<b>CLERK:</b>
8:01 a.m. to 3:29 p.m. 7 hours, 28 minutes	Ana Dub	Jean Davis

PLF NO.	DEF NO.	DATE/TIME OFFERED	ID	REC	DESCRIPTION
		<b>11/19/2021</b> 8:01 a.m.			Court in session (jurors out) Jury instructions and appropriate scope of impeachment evidence discussed
		8:07 a.m.			Court in recess
		8:33 a.m.			Court in session (jurors present)
		8:33 a.m.			Testimony of <b>John Milton</b> presented by video deposition excerpts (Time: 7 minutes for Plaintiff/18 minutes for Defendat)
		8:59 a.m.			Defense counsel notes the misspelling of a company name in the deposition transcript for the record; plaintiff counsel concurs with the correction
		9:00 a.m.			Defense direct examination of <b>James Russell Kearn</b> (Perlson)
		9:07 a.m.			Witness proffered as an expert without objection
		10:06 a.m.			Court in recess
		10:24 a.m.			Court in session (jurors present) Plaintiff cross examination of <b>James Russell Kearn</b> (Reines)
		11:06 a.m.			Defense redirect of <b>James Russell Kearn</b> (Perlson)
		11:11 a.m.			Plaintiff follow up examination of James Russell Kearn (Reines)
		11:14 a.m.			Witness excused Defense rests
		11:15 a.m.			Plaintiff direct examination of <b>Floyd Romesberg</b> (McClellan)
		11:48 a.m.			Jurors excused; witness excused
		11:49 a.m.			Jury Instructions/Verdict Form discussed
		11:51 a.m.			Court in recess
		12:28 p.m.			Plaintiff direct examination of <b>Floyd Romesberg</b> continues (McClellan)

Case No: [19-cv-03770-WHO](#) [21-cv-1465-WHO](#)Case Name: Illumina, Inc. v. BGI Genomics Co., LtdDate: November 19, 2021Courtroom Deputy: Jean Davis - Court Reporter: Ana Dub**EXHIBIT and WITNESS LIST CONTINUED**

PLF NO.	DEF NO.	DATE/TIME OFFERED	ID	REC	DESCRIPTION
		<b>11/19/2021</b> 1:06 p.m.			Defense cross examination of <b>Floyd Romesberg</b> (Bilsker)
		1:48 p.m.			Court in recess
		2:00 p.m.			Court in session (jurors present) Defense cross examination of <b>Floyd Romesberg</b> (Bilsker)
		2:21 p.m.			Plaintiff redirect of <b>Floyd Romesberg</b> (McClellan)
		2:22 p.m.			Witness excused Plaintiff closes rebuttal case Court deems Rule 50 motions to be filed
		2:23 p.m.			The Court provides the final instructions to the jurors and reviews the verdict form.
		3:20 p.m.			Jurors released
		3:20 p.m.			Defense and plaintiff motions presented.
		3:22 p.m.			Scope of
	<b>85</b>	3:24 p.m.	X	X	Excerpt of U.S. Patent No. 7,566,537 File History; Admitted without objection
	<b>89</b>	3:24 p.m.	X	X	Excerpt of U.S. Patent No. 7,541,444 File History; Admitted without objection
		3:25 p.m.			Correct of typographical error in the Verdict Form discussed
		3:26 p.m.			Schedule for closing arguments and post-trial briefing discussed
		3:29 p.m.			Court in recess

Plaintiff Time 11/18/2021: 3 hours, 47 minutes  
Plaintiff Time Used This Date: 1 hour, 59 minutes  
Plaintiff Time Remaining: 1 hour, 48 minutes

Defendant Time 11/18/2021: 5 hours, 28 minutes  
Defendant Time Used this Date: 2 hours, 32 minutes  
Defendant Time Remaining: 2 hours, 56 minutes